

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

TIMOTHY STREM,

Plaintiff,

v.

COUNTY OF SAN DIEGO; SAN
DIEGO SHERIFFS DEPUTIES
WILLIS (#9925); and MYERS
(#7284),

Defendants.

Case No.: 15CV2120-KSC(JMA)

**ORDER RESCHEDULING
SETTLEMENT CONFERENCE**

The Settlement Conference scheduled on February 14, 2017, at 10:00 a.m. is vacated and reset for **March 1, 2017** at **2:00 p.m.** Counsel shall submit settlement statements to Magistrate Judge Adler's chambers no later than **February 22, 2017**.¹ The parties may either submit confidential settlement statements or may exchange their settlement statements.


¹ Statements under 20 pages in length, including attachments and exhibits, may be e-mailed to efile_adler@casd.uscourts.gov, faxed to (619) 702-9939, or delivered to chambers via the Office of the Clerk of Court at 333 West Broadway, Suite 420, San Diego, California. Statements exceeding 20 pages in length, including attachments and exhibits, must be delivered to chambers via the Office of the Clerk of Court.

1 All named parties, all lead trial counsel, and any other person(s)
 2 whose authority is required to negotiate and enter into settlement shall
 3 appear in person at the conference. The individual(s) present at the
 4 Settlement Conference with settlement authority must have the unfettered
 5 discretion and authority on behalf of the party to: 1) fully explore all
 6 settlement options and to agree during the conference to any settlement
 7 terms acceptable to the party (*G. Heileman Brewing Co., Inc. v. Joseph Oat*
 8 *Corp.*, 871 F.2d 648, 653 (7th Cir. 1989)), 2) change the settlement position
 9 of a party during the course of the conference (*Pitman v. Brinker Int'l, Inc.*,
 10 216 F.R.D. 481, 485-86 (D. Ariz. 2003)), and 3) negotiate a settlement without
 11 being restricted by any predetermined level of authority (*Nick v. Morgan's*
 12 *Foods, Inc.*, 270 F.3d 590, 596 (8th Cir. 2001)). Governmental entities may
 13 appear through litigation counsel only. As to all other parties, appearance by
 14 litigation counsel only is not acceptable. Retained outside corporate counsel
 15 shall not appear on behalf of a corporation as the party who has the authority to
 16 negotiate and enter into a settlement.

17 The failure of any counsel, party or authorized person to appear at the
 18 Settlement Conference as required shall be cause for the immediate
 19 imposition of sanctions. All conference discussions will be informal, off the
 20 record, privileged, and confidential.

21 IT IS SO ORDERED.

22 Dated: February 3, 2017

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 24 Honorable Jan M. Adler
 25 United States Magistrate Judge
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